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23 **UNITED STATES DISTRICT COURT**
24 **DISTRICT OF NEVADA**

25 U.S. EQUAL EMPLOYMENT
26 OPPORTUNITY COMMISSION,

27 Plaintiff,

28 vs.

WYNN LAS VEGAS, LLC,

Defendant.

) Case No: 2:17-cv-02405-RFB-CWH
)
) **STIPULATION AND REQUEST TO STAY**
) **DISCOVERY PENDING SETTLEMENT**
) **EFFORTS; [PROPOSED] ORDER;**
) **CERTIFICATE OF SERVICE**
)
) **(First Request)**
)

1 Plaintiff United States Equal Employment Opportunity Commission ("EEOC" of
2 Plaintiff) and Defendant Wynn Las Vegas, LLC ("Wynn" or Defendant), by and through their
3 undersigned counsel, stipulate to the following:

4 1. On September 14, 2017, the EEOC filed its Complaint against Defendant
5 alleging disability discrimination in violation of the American with Disabilities Act of 1990
6 ("ADA"), as amended by the ADA Amendment Act of 2008 ("ADAAA"). (ECF No. 1). On
7 November 3, 2017, Defendant Wynn filed its Answer to the Plaintiff's Complaint. (ECF No. 6).
8 Local Rule 26-1 sets forth the various deadlines for the scheduling of the Rule 26(f) conference
9 of counsel, the filing of the discovery plan and scheduling order, and the presumptive discovery
10 period of 180 days from the date of defendant's answer or appearance.

11 2. On November 3, 2017, the Court scheduled for December 7, 2017 an Early
12 Neutral Evaluation Session before Magistrate Judge Ferenbach. (ECF No. 8). On November 27,
13 2017 upon stipulation by the Parties, Magistrate Judge Ferenbach continued the Early Neutral
14 Evaluation to January 25, 2018. (11/27/17 Order, ECF No. 11).

15 3. The Parties have started engaging in settlement discussions to resolve the case
16 before they have to expend significant resources in discovery. On December 7, 2017, the Parties
17 had a face-to-face meeting to discuss issues pertaining to settlement. Based on that discussion,
18 the Parties have agreed to continue settlement discussions and to consider proposals to resolve
19 the case.

20 4. On December 11, 2017, the Parties held their Fed. R. Civ. P. 26(f) meeting of
21 counsel. During the meeting, the Parties agreed that a brief stay of discovery would be
22 conducive to settlement so that the Parties could focus its resources to settle the case without the
23 pressure of having to start conducting discovery. Thus, the Parties stipulate as follows:

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- 1 a. Discovery is stayed until February 8, 2018, two weeks after the presently
2 scheduled Early Neutral Evaluation on January 25, 2018 before
3 Magistrate Judge Ferenbach.
4 b. The Parties shall schedule a Fed. R. Civ. P. 26(f) conference by February
5 8, 2018.
6 c. The Parties shall file their Stipulated Discovery Plan and Scheduling
7 Order by February 15, 2018.

8 Dated: December 15, 2017

Dated: December 15, 2017

9 /s/ Derek W. Li

/s/ Scott M. Abbott

10 Derek W. Li
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19 **ORDER**

20 **IT IS SO ORDERED.**

21 Dated: 12/18/17

22 
23 _____
24 HON. CARL W. HOFFMAN
25 UNITED STATES MAGISTRATE JUDGE
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27
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